



# Legislative Oversight and Sunset Act

Overview of Utah Code, Title 63I, Chapter 1 | May 1, 2019

## Purpose:

The Legislature finds that:

- the state should not regulate any area unless the regulation is necessary to protect the health, safety, and welfare of the public
- to make state government more productive and responsive to the people, it is necessary to place many of the statutes and agencies under a repeal date requiring a committee review
- it is the purpose of this chapter to terminate any statute or agency that is not meeting a clear public purpose, and to improve the ability of state government to meet and fulfill legitimate public purposes.

## Agency Duty:

The agency overseeing the statute or agency scheduled for termination shall:

- clearly identify for the interim committee the public purpose and interest for which each statute or agency was originally created
- clearly identify whether that public purpose and interest is still relevant.

An agency scheduled for termination or any agency that oversees a statute scheduled for termination must seek its reauthorization with the Legislature.

## Interim Committee

### Considerations:

The interim committee shall consider:

- the extent to which the statute or agency has operated in the public interest and any areas in which the statute or agency needs to improve its ability to operate in the public interest
- the extent to which existing statutes interfere with or assist the legitimate functions of the statute or agency, and any other circumstances including budgetary, resource, and personnel matters that have a bearing on the capacity of the statute or agency to serve the public interest
- the extent to which the public has been encouraged to participate in the adoption of the rules established in connection with the statute or agency
- the extent to which the statute's provisions or agency's programs and services are duplicative of those offered by other statutes or state agencies
- the extent to which the objectives of the statute or agency have been accomplished and their public benefit
- the adverse effect on the public of termination of the statute or agency
- any other matter relevant to the review.

**Legislative Options:** An interim committee can recommend:

- Do nothing – let statute or agency be repealed
- Extend the repeal date (may not reauthorize for a period of more than 10 years)
- Extend the repeal date and make substantive changes
- Remove the statute or agency from the Legislative Oversight and Sunset Act
- Other.